

tute and amendments to the committee on the Judiciary—carried.

A bill to be entitled an act to amend the Constitution of the State of Texas, together with the report of the committee on State Affairs thereon, offering amendments, was read.

On motion of Mr. Gage, the amendments recommended by the report of the committee, was adopted.

On motion of Mr. Phillips, the resolution and report were referred to the committee on the Judiciary.

Mr. Phillips, by leave, offered the following resolution :

“Resolved, That the House of Representatives be requested to appoint a committee to act with the committee of three on the part of the Senate, on the petition of Stuart Perry.

Adopted.

Leave of absence was granted to Mr. Parker, on account of ill health.

On motion of Mr. Jewett, the Senate adjourned until 10 o'clock, to-morrow morning.

Wednesday, 10 o'clock, a. m.

February 2d, 1848.

The Senate was called to order by the President.

The following Senators answered to their names :

Messrs. Abbott, Bourland, Brashear, Bache, Clark, Cuny, Dancy, Gage, Grimes, McRea, Navarro, Parker, Perkins, Phillips, Wallace, Williams, Williamson and Wootten—quorum present.

The Journal of the preceding day was read and adopted.

Mr. Grimes, Chairman of the committee on Finance made the following report.

Austin, February 2d, 1848.

HON. J. A. GREER,
President of the Senate:

The committee on finance, to which was referred the petition of Morgan Wilson, together with the report of the committee on the Judiciary on said petition; upon due consideration of the subject, your committee are of opinion that it would be an act of imprudent legislation to grant the prayer of the petitioner, were there no constitutional prohibitory provision.

The second Section of the first article of the constitution is in the following words:

All freemen when they form a social compact, have equal rights, and no man or set of men, is entitled to exclusive separate public emoluments or privileges, but in consideration of public services.

The petitioner prays to be admitted to peddle, in any part of the State, without paying a license, which, your committee are of opinion, is contrary to the provisions of the above section of the constitution. They therefore return the petition and report of the Judiciary committee, and recommend the adoption of that report, and that your committee be discharged from the further consideration of the petition.

JESSE GRIMES,
Chairman Finance Committee.

—
Mr. Gage Chairman of the committee on counties and county boundaries, made the following reports.

Committee Room,
February 2d, 1848.

HON. J. A. GREER,
President of the Senate:

The committee on counties and county boundaries have had under consideration a bill to be entitled an act to create the county of Cameron, and have instructed me to return it to the

Senate, with the following amendment, and recommend its adoption and the passage of the bill.

Amendment—strike out third section.

D. GAGE, Chairman.

Committee Room,
February 2d, 1848.

HON. J. A. GREER,
President of the Senate:

The committee on counties and county boundaries, have had under consideration, a bill to be entitled an act to create the county of Starr, and have instructed me to report it back to the Senate, and recommend its passage, with the following amendment, to-wit:

Strike out third section.

D. GAGE, Chairman.

COMMITTEE ROOM,
February 2d, 1848.

HON. J. A. GREER,
President of the Senate:

The committee on counties and county boundaries, to which was referred a bill to be entitled an act to define the county boundaries of Goliad county, have had the same under consideration, and have instructed me to return it to the Senate, with the following amendments, and recommend their adoption and the passage of the bill.

First amendment.

After "line" in the fifth line, strike out to the word "as" in the same line.

Second amendment.

After the word "road" in the eighth line, strike out the words "or to the head thereof."

D. GAGE, Chairman.

Committee Room,
February 2d, 1848.

Hon. JOHN A. GREER,
President of the Senate:

The committee on counties and county boundaries, to which was referred a bill to be entitled an act better defining the boundaries of Nueces county, have had the same under consideration, and instructed me to report it back to the Senate, and recommend its passage, as heretofore amended, by striking out the 2d, 3d, and 4th sections.

D. GAGE, Chairman.

Mr. Dancy made the following report.

Committee Room,
February 1st, 1848.

JOHN A. GREER,
President of the Senate:

The committee on Finance have requested me to report the "Joint Resolution authorizing the Comptroller of Public Accounts to provide a residence in the city of Austin, for the use of the Executive of the State," (which was referred to them) back to the Senate, with the following amendments.

First amendment.

In the caption strike out "Executive," and insert "Governor."

Second amendment.

In section first, line 4, strike out "his Excellency."

Third amendment.

In section second, line 4, strike out "Executive," and insert "Governor."

Fourth amendment.

In section third, line 4, strike out "his Excellency" and insert "the Governor," and recommend the adoption of the

amendments, and the passage of the Joint Resolution, as amended.

JON W. DANCY,
One of the Committee.

Mr Grimes, Chairman of the committee on Finance made the following report.

Austin, February 1st, 1848.

Hon. JOHN A. GREER,
President of the Senate :

The committee on Finance, to which was referred the petition of Reuben A. Carter, remonstrating against the present mode, and instructing the Legislature, how, in future, to have the direct taxes assessed and collected in a cheap and summary manner, have availed themselves of all the lights and knowledge to be derived from the valuable suggestions, and ask leave to return the petition to the Senate, and our thanks to Mr. Carter.

JESSE GRIMES,
Chairman.

Austin February, 1st, 1848.

Hon. John A. Greer,
President of the Senate :

The committee on Finance, to which was referred a bill to provide for the collection of taxes due the late Republic and present State of Texas, have had the subject under consideration. The committee are of opinion that this bill, (being a bill to provide for the raising of revenue) should, in conformity with the Constitution, have originated in the House of Representatives; they have, therefore, instructed me to return

the same to the Senate, and recommend that it be laid on the table.

JESSE GRIMES, Chairman
Finance Committee.

Mr. Williams made the following report.

Committee Room,
February 2d, 1848.

Honorable President of the Senate:

The committee on affairs of State, to which was referred a bill to be entitled an act to repeal the 12th section of an act entitled an act regulating estrays," approved December 22d, 1846, have considered the same, and instructed me to report the same back to the Senate and recommend its passage.

WM. M. WILLIAMS,
One of the Committee.

Mr. Perkins, chairman of the committee on Private Land Claims, made the following reports:

Committee Room,
February 2d, 1848.

HON. J. A. GREER,
President of the Senate:

The committee on Private Land Claims, to whom was referred the petition of Nathan Thomas, have had the same under consideration, and direct me to report, that they are of opinion, if the necessary proof is adduced before the Land Commissioners for San Augustine county, the requisite relief will be granted, without the necessity of Legislative action, they

would, therefore, ask to be relieved from the further consideration of the petition.

S. W. PERKINS, Chairman.

COMMITTEE ROOM,
February 2d, 1848.

Hon. J. A. GREER,
President of the Senate :

The committee on Private Land Claims to whom was referred "a bill to be entitled an act for the relief of John Keizer," have had the same under consideration, and direct me to report, that they are satisfied the said Keizer is entitled to the relief contemplated in the bill, and recommend the passage of the same.

S. W. PERKINS, Chairman.

Mr. Perkins, Chairman of the committee on Engrossed Bills, reported as correctly engrossed "a bill to be entitled an act to prohibit the boards of Land Commissioners in each county in this State, from issuing certificates to any claimant whatsoever, unless the applicant or claimant shall previously thereto, have received a conditional certificate from some competent board."

Mr. Phillips introduced a bill to be entitled an act to authorize the assessment of damages in civil suits; read first time.

Mr. Williamson introduced a bill to be entitled an act authorizing Charles Covington and his associates to establish a Ferry across the river Yegua, and construct a causeway across the bottom lands thereof; read first time.

On motion of Mr. Williamson, the rule was suspended, bill read 2nd time and referred to the committee on Internal Improvements.

Mr. Williams introduced a bill to be entitled an act to amend the first, fourth and fifth sections of an act regulating estrays, approved Dec. 22d, 1836; read first time.

Mr. Gage moved to take up the nomination of Amos Clark, for Judge of the 6th Judicial District; carried.

On motion of Mr. Parker, the nomination of Mr. Clark was made the special order of the day for Saturday the 12th inst.

Mr. Gage presented sundry petitions, protests and letters, relative to the nomination of Mr. Clark, which

On motion of Mr. Gage, were placed with the nomination of Mr. Clark, to come up at the same time.

Mr. Parker presented similar documents, which were disposed of in the same manner.

Senate proceeded to the orders of the day.

A bill to be entitled an act for the relief of McKinney and Williams; read second time.

Mr. Williamson moved to amend by striking out the word "amount" in 7th line, 1st section, and inserting the word "value." Carried.

On motion of Mr. Brashear, the bill was referred to the committee on State Affairs, by the following :

YEAS—Messrs. Abbott, Brashear, Bache, Clark, Cuny, Dancy, Grimes, McRea, Parker and Wallace—10.

NAYS—Messrs. Bourland, Gage, Navarro, Perkins, Phillips, Williams, Williamson and Wooten—8.

A message was received from the House of Representatives, informing the Senate, that the House had appointed Messrs. Neal, Dooley, Truit, Shannon and Miller of Colorado, a committee on the part of the House, on the petition of Stewart Perry.

A bill to be entitled an act to authorize the Commissioner of the General Land Office to employ competent persons to assist certain County or District Surveyors, in making county maps—read second time, and

On motion of Mr. Parker, referred to the committee on public Lands.

A bill to be entitled an act to regulate the price of Land patents; read second time, and

On motion of Mr. Wallace, referred to the committee on State Affairs.

A bill to be entitled an act for the relief of those persons who are indebted to the State, on account of public dues, payable in the Promissory Notes of the late Republic, together with the report of a Select committee thereon, offering an amendment; was read; report adopted, and bill passed to a third reading.

A bill to be entitled an act to prohibit the boards of Land Commissioners in each county in this State from issuing certificates to any claimant whatsoever, unless the applicant or claimant shall previously thereto, have received a conditional certificate from some competent board—read third time and passed.

A bill to be entitled an act for the relief of Alford Johnson, together with the report of the committee on Private Land Claims thereon, was read, and

On motion of Mr. Williams was laid on the table.

Mr. Wallace, by leave, introduced a bill to be entitled an act supplemental to the act entitled "an act to regulate proceedings in the District Courts," approved 13th May, 1846—read first time.

On motion of Mr. Wallace, the vote on yesterday passing "Joint Resolution relative to a digest of all the laws of the late Republic of Texas, and of such laws of Coahuila and Texas, as relate to the landed interest of Texas, and of all the laws of the past and present session of the Legislature," was reconsidered, and Resolution,

On motion of Mr. Wallace, placed among the orders of the day.

The Joint Resolution was then read.

Mr. Wallace moved to amend by inserting after the word "Gillespie" wherever it occurs, the words "and Ebenezer Allen, or either of them."

Mr. Perkins moved to amend the amendment of Mr. Wallace, by striking out "or either of them" and inserting "or any other person."

The President decided that the motion of Mr. Perkins was out of order, he having moved the same amendment on a previous day of the session, and it having been rejected by the Senate.

Mr. Perkins then proposed to alter his amendment by striking out the word "person" and inserting the word "lawyer."

The President decided the amendment even in this form out of order, as containing the same matter of substance as Mr. Perkins original amendment.

From which decision Mr. Perkins appealed.

The vote of the Senate having been taken on the appeal, the decision of the President was sustained.

The question now recurred upon Mr. Wallace's amendment, which amendment was adopted.

Mr. Williams offered a substitute for the Joint Resolution, and

On motion of Mr. Bourland, the Joint Resolution, together with the substitute was referred to the committee on the Judiciary.

On motion of Mr. Perkins, the Senate adjourned until 10 o'clock to-morrow morning.

Thursday, 10 o'clock, A. M.
February 3d, 1848.

The Senate was called to order by the President.

The following Senators answered to their names:

Messrs. Abbott, Bourland, Brashear, Bache, Burleson, Clark, Cuny, Dancy, Gage, Grimes, Jewett, McRea, Navarro, Perkins, Phillips, Wallace, Williams, Williamson and Wootten—quorum present.

The journal of the preceding day was read and adopted.

Mr. Clark, Chairman of the committee on the Judiciary, made the following reports:

Committee Room,
February 3d, 1848.

Hon. J. A. GREER,
President of the Senate:

The Judiciary committee herewith report back to the Senate, "a bill to be entitled an act to permit married women to devise their separate property" which was referred to them for investigation, with a substitute therefor, the adoption and passage of which, a majority of the committee recommend.

EDWARD CLARK, Chairman.